

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

EMA FINANCIAL, LLC

Plaintiff,

v.

TEXTMUNICATION HOLDINGS, INC.

Defendant

**Civil Action No.:  
1:15-cv-09420-ALC**

**NOTICE OF CROSS-  
MOTION TO DISMISS  
PLAINTIFF EMA  
FIANACIAL, LLC'S  
VERIFIED COMPLAINT  
FOR LACK  
OF JURISDICTION**

To: Michael Steinmetz, Esq.  
Garson, Segal, Steinmetz, Fladgate, LLP  
164 West 25<sup>th</sup> Street  
Suite 11R  
New York, NY 10001

**PLEASE TAKE NOTICE** that the undersigned attorney for Defendant Textmunication Holdings, Inc. hereby moves before the United States District Court, Southern District of New York, for an Order to dismiss Plaintiff EMA Financial, LLC's Verified Complaint for lack of jurisdiction.

**PLEASE TAKE FURTHER NOTICE** that Defendant Textmunication Holdings, Inc. will rely on the attached Brief and Certification in support of this motion identified in the Certificate of Service.

A proposed form of Order is attached.

**SZAFERMAN, LAKIND,  
BLUMSTEIN & BLADER, P.C.**

By: /s/Keith L. Hovey  
Keith L. Hovey